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SEVENTEENTH YEAR.

10 PAGES

PHOENIX, ARIZONA, FRIDAY MORNING, NOVEMBER 9, 1906

10 PAGES

VOL. XVII. NO. 170

PERNICIOUS ACTIVITY IN INSURANCE ELECTION

A Demand Against the New York Life for an Accounting

The International Policy Holders Charge That the Administration Campaign is Paid for Out of the Company's Treasury.

New York, Nov. 8.—Justice Dowling in the New York state supreme court today heard arguments of counsel for the International Policyholders' Committee and the New York Life Insurance company in an attempt by a policy holder to prevent the trustees of the company from expending its funds in conducting a campaign to elect the administration ticket of trustees. Stephen Farrelly of this city was the policy holder who applied to the courts for an injunction to restrain an alleged waste of the company's funds, and to compel an accounting of the funds already alleged to have been expended in the campaign.

It is alleged in the complaint that the defendants caused to be printed 800,000 ballots similar to the official ballot, placed them in return envelopes, and sent them to agents of the company with instructions to place on each ballot the number of the policy and to cross off the names of the candidates of the International Policy Holders' Committee ticket.

It is charged that this was done to secure the return of the ballot in advance of the issue of the official ballot, that postage stamps were so placed as to identify envelopes when returned to the company, and that advances of many thousands of dollars were made to agents to compensate them for their efforts to elect an administration ticket.

Samuel Untermyer, counsel for the International Policyholders Committee appeared for Mr. Farrelly. He said that the trustees of the New York Life Insurance company were taking advantage of the loopholes in the new insurance law to defeat the object for which the law was passed.

The defendants he said, carefully omitted to say that the ticket not scratched was that of the administration. He charged that the work of

transcribing the number of policies was done by officials of the company and at the expense of the policy holders, and that it was done to steal the election. Mr. Untermyer displayed twenty-six of the ballots of which he complained, and said that tens of thousands of policyholders had appealed to the committee to ask the courts to prevent the misuse of their funds.

James H. McIntosh, attorney for the electioneering campaign was perfectly fair. The agents informed each policyholder that there were two tickets in the field and asked him to vote the administration ticket and that the latter was sent at the expense of the agent.

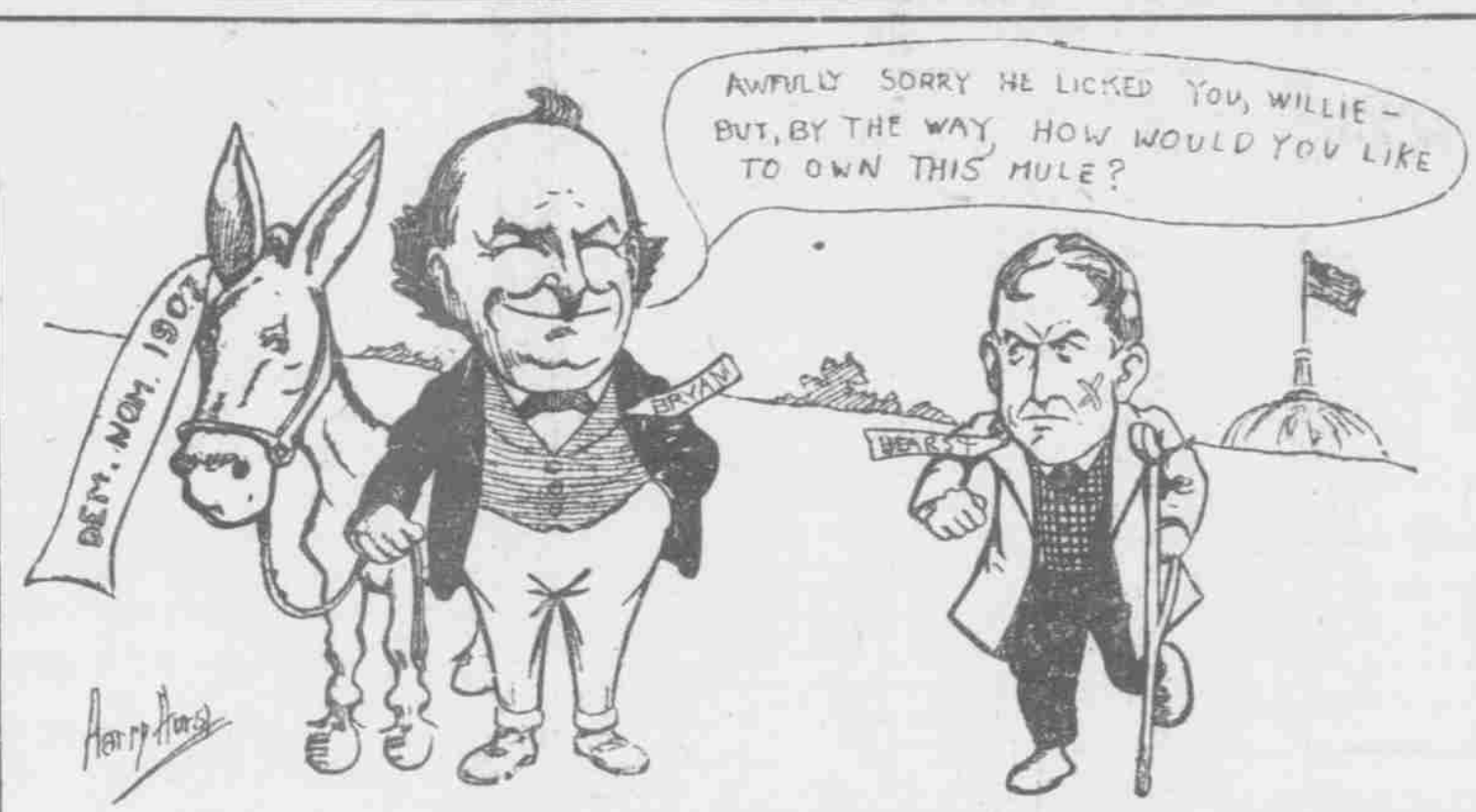
Mr. McIntosh then submitted affidavits from President A. E. Orr and Vice President Kingsley denying that the directors had interfered in any way with the election of the ticket of the International Policyholders.

The affidavit of Kingsley admitted that 800,000 of these statements and return envelopes had been printed and forwarded to the company's agents, but merely for use of such policyholders as might desire it, and to facilitate their voting.

An affidavit from the comptroller of the New York Life, from which counsel read extracts, declared that no portion of the expense of sending out tickets and envelopes complained of, was borne by the company agency. Inspector Dussel in an affidavit said he had spent between \$700 and \$800 in endeavoring to get the administration ticket elected, but it was out of his own pocket.

Affidavits of cashiers in different offices throughout the country were next submitted. They said they were all working in support of the administration ticket because they believed in it and that no moneys had been paid out by them for the purpose of conducting the election campaign.

An adjournment was taken until tomorrow.



Adding Insult to Injury.

SANTA FE'S PRESIDENT

Mr. Ripley and Party Inspected the A. & C.

Unable to Come to the Valley He Sends Greeting and Good Will.

Salome, Ariz., Nov. 8.—(Special)—President Ripley of the Santa Fe system and a party consisting of Vice Presidents J. W. Kendrick, George T. Nicholson, W. B. Jansen, J. E. German, freight traffic manager, Gardiner Lathrop, general engineer, James Dunn, consulting engineer, and W. J. Starr, chief engineer, all of Chicago, together with A. G. Wells, general manager of the Atchison lines with J. J. Byrne, W. Barnwell and L. L. Hibbard, arrived at Prescott this morning.

The party visited the Arizona smelter at Humboldt during the forenoon, and left Prescott for a trip of inspection over the Arizona and California line at one o'clock. They were accompanied by President F. M. Murphy, W. A. Drake, Dr. P. Hastings, F. A. Jones, F. P. Cruise of the Santa Fe, Prescott and Phoenix branch lines. They were met at A. & C. Junction by F. H. Newell and Louis C. Hill of the miners, who accompanied the party to Bonz, the present terminus of the A. & C. line, where they laid over for the night. The party will leave the front early tomorrow morning, making a swift run over the line to Ash Fork, thence to California.

President Ripley regretted very much that imperative engagements on the coast would not permit him to extend his trip to Phoenix at this time, and expressed himself as very much interested in the Salt River valley and its future.

He did not object to being quoted as saying that the progressive policy of the Santa Fe contemplates giving every consideration to the requirements of the Salt River valley in the way of improved transportation facilities and it will continue in the future as in the past, to embrace every opportunity offered to that end.

There are a number of things in mind just now that mean much to the valley and to Phoenix. In particular, when the materialize. He complimented the people of Arizona and Maricopa county in particular for their patriotic stand on the joint statehood question. Mr. Ripley is a western man himself, and appreciates the possibilities and needs of the great southwest. Quite a large body of the citizens of Salome headed by Dr. Wick Hal met the train on its arrival and expressed their appreciation of what the Santa Fe is doing for the country.

AN ARIZONA POSTMISTRESS.

Washington, D. C., Nov. 8.—(Special)—Lottie B. Mahard has been appointed postmistress at Placerville, vice Richard E. McGillen, resigned.

I have a little nose,
And I have a little chin,
And I have a little mouth
To put Donofrio's Cactus Candy in.

Grain Land

With Tempe Canal Water

For Rent

Apply to

W. J. KINGSBURY

Tempe, Arizona

INDICTMENTS FOR REBATES

A Result of Minneapolis Grain Inquiry

Many Bills Found Against Private Railways, Grain Companies and Others.

Minneapolis, Minn., Nov. 8.—Eleven indictments were handed to Judge Lochran, in the United States district court this afternoon for the giving of rebates by certain railroads and the receiving of the same by grain companies.

A list of the corporations against which indictments were returned, as given out by Assistant District Attorney Ewart S. Dickie, follows: The Great Northern Railroad company, four indictments and about seventy-five counts; The Chicago St. Paul, Minneapolis and Omaha, one indictment, and fifty counts; The Wisconsin Central Railway, one indictment, seventy-five counts; The Minneapolis and St. Louis Railway, one indictment, five counts.

The indictments against the railroads charge the giving of rebates, and under the head of receiving rebates, the following true bills were returned against W. P. Devereaux Co. and the McCaul-Dinsmore Co., of Minneapolis, and the Ames Brooks Co., of Duluth. Some of the specific charges contained in the indictments were against the Great Northern Railway for giving rebates to the Superior Grain company, one indictment is for giving the McCaul Dinsmore company rebates, and one for giving the Superior Grain company rebates.

The Wisconsin Central and the Minneapolis and St. Louis Railway companies were charged with favoring the Superior Grain company. The companies in the indictment which are not railroad companies, are charged with receiving rebates.

Besides the corporations, indictments were returned against eleven individual officials of the roads named, but United States District Attorney Hought says he would not consent to the names being given out for publication owing to the fact that service had not yet been had on them. The general offense charged in the indictments is the absorption of grain elevation charges.

After the bunch of indictments had been given to the court, the jurors were excused for the term and told to convene again in St. Paul. That a further and more searching inquiry into the rebate question will be made is not denied by the assistant United States district attorney and further revelations are expected to be made at the next sitting of the grand jury.

Perhaps the most surprised people of all were the railroads, as none of those interested expected indictments to be brought. Each company had made its best endeavors to disclaim any criminality in its relation with grain companies.

560

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Easy terms with small payments to homeseekers.

All the money you want to borrow.

DWIGHT B. HEARD

Center and Adams Streets.

THE START TO PANAMA

The President Goes to See the Ditch

A Characteristically Hurred Journey Which Must End November 27.

Washington, D. C., Nov. 8.—"Good-bye, I am going down to see how the ditch is getting along," shouted President Roosevelt as he stood on the after starboard deck of the yacht Mayflower at the Washington navy yard as the vessel was leaving the dock with the president for the Panama trip. Accompanying the president were Mrs. Roosevelt and her maid, Surgeon General Rixey of the navy and M. C. Latta, one of the assistant secretaries of the White House. The Mayflower will take the party to Wolf Trap Light at the mouth of the river in Chesapeake bay where a transfer will be made to the battleship Louisiana, which is to convey the president to and from the isthmus.

The Louisiana will be conveyed to and from the isthmus by the armored cruisers Tennessee and Washington. Aboard the Louisiana is Lieutenant Frank Evans who will utilize the wireless telegraph apparatus with which she is equipped for communicating with the White House at Washington whenever the president desires it. In this way the public will be accurately informed of the movements of the president. Secretary Lobb will give to the press dispatches from the president which may be received from time to time.

The president will spend four days on the isthmus. He will arrive at Colon on Thursday, November 15th where he is to be greeted aboard ship by President Amador of Panama and Mrs. Amador and also by Chairman Shonts and other officials of the canal commission. Considerable part of the day will be spent at Laboca.

At Laboca there is to be an inspection of the terminals of the old French canal and the Panama railroad, following which there will be a trip to nearby islands where the president is to be shown the proposed end of the canal in deep water and its approaches. At Ancon the day is to be made a "fiesta" with the town decorated and illuminated. An address will be made by President Amador and a response by President Roosevelt.

The program for Friday and Saturday contemplates a visit to and an inspection of all points of interest on the isthmus. Sunday will be spent quietly on the isthmus and the parties will board the vessel for San Juan, Porto Rico, where the vessel is scheduled to arrive on Thursday morning, Nov. 22.

At San Juan, elaborate preparations have been made for the reception of the president. He will remain there one day, leaving Friday, November 23 for Washington. When the Louisiana reaches Wolf Trap Light the party will be transferred to the Mayflower and proceed to Washington, where the vessel is scheduled to arrive Tuesday evening, November 27th.

WEATHER TODAY.

Washington, Nov. 8.—Forecast, Arizona fair Friday and Saturday.

New Mexico thinks, I've been told, Joint statehood would be dandy. The reason is plain to see—We make the Donofrio Cactus Candy.

Dressed Poultry

The Better Sort

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Prompt Delivery

Watson's Poultry Exchange

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THE NARROWING DOWN OF NEW YORK COUNT

There is Little Doubt of the Election of Chanler of Hearst's Ticket

The Rest of the Democrats Probably Safe—The Victory of Hoch in Kansas by a Small Majority Steadily Increasing in Probability.

New York, Nov. 8.—With the official vote of but three counties missing tonight, Lewis Stuyvesant Chanler is apparently elected lieutenant governor on the Democratic-Independence League ticket by a plurality approximating 1700 votes over M. Linn Bruce, republican. To arrive at these figures Bruce's probable pluralities in counties of Essex, Ontario and Niagara are based on the vote for the republican gubernatorial candidate. Fulton county is also missing, excepting a statement of Bruce's plurality over Chanler. While slight changes may be made in the returns from several counties, it is not believed that they will materially reduce Chanler's lead, but on the contrary may increase it. It appears late tonight that all other candidates on the democratic state ticket are elected by small pluralities.

GILLET'S MAJORITY.

San Francisco, Cal., Nov. 8.—Returns from 1909 precincts out of 2471 in state give the following on the election of governor: Gillett's plurality will be about 12,000. The entire republican state ticket is elected by pluralities slightly in excess of that of governor. The legislature and the entire congressional delegation is republican.

KANSAS ELECTION.

It is Generally Believed that Hoch is the Governor.

Topeka, Kas., Nov. 8.—It is generally believed that Hoch, for governor, has been elected by between 3500 and 4000 votes. The democratic committee has conceded nothing saying an official canvass will be necessary to determine the result. The official canvass of votes will be made Friday. No definite returns have been received on the remainder of the state ticket.

SCENTS FRAUD.

Topeka, Nov. 8.—David Overmyer, the democratic candidate for attorney general, in an interview is quoted as saying that the republican leaders are making an effort to count him Harris. Overmyer said: "I believe Harris received sufficient votes to elect him and that every possible effort is being made to count him out. We have been counted out in Kansas before, notably in the case of Farmer Willets, and I have information that the same handmen who manipulated the ballots before, have been at work in various localities in the state. Men with carpet bags full of marked ballots left Topeka."

WHEELS AND TIRES

The Bicycle has proven to be the most durable as well as the easiest running wheel on earth. TIRES—My great success in selling tires is owing to the fact that I buy direct from the factory and get the best that money can buy.

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"THE BICYCLE MAN,"
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On Adams Street

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Fine Leather Goods

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A complete line just received from the factory.

GEO. H. COOK, Jeweler. Phoenix.
Phone Red 1284.

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